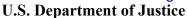
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United States Attorney Southern District of New York

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

February 4, 2019

<u>Via ECF</u>
The Honorable P. Kevin Castel
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: United States v. Juan Antonio Hernandez Alvarado, S2 15 Cr. 379 (PKC)

Dear Judge Castel:

The Government respectfully requests, with the consent of defense counsel, an adjournment of the deadline for Rule 16 discovery until February 15, 2019, and a corresponding adjournment of the February 21, 2019 status conference until early March 2019. The reasons for these requests are that (i) last week, the Government obtained additional data from phones seized incident to the arrest of the defendant, which the Government has made available to defense counsel pending receipt from the defense of electronic media with sufficient capacity to store a copy of the data; (ii) defense counsel requires additional time to review the recently extracted data as well as previously produced discovery; and (iii) the Government anticipates seeking a protective order pursuant to Rule 16(d)(1) with respect to a small subset of the discovery, and the parties are discussing that potential application in an effort to narrow the issues that will need to be presented to the Court.

If these requests are granted, defense counsel has requested that the status conference be re-scheduled between March 6 and March 8, 2019, to the extent the Court has availability on those days. Finally, if the requests are granted, the parties further request that time be excluded in the interest of justice, pursuant to Title 18, United States Code, Section 3161(h)(7)(A), in order to provide additional time for defense counsel and the defendant to review

The Honorable P. Kevin Castel February 4, 2019

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discovery and evaluate pretrial motion practice, and for the parties to engage in litigation under Rule 16(d)(1) if necessary. Enclosed is a proposed order for the Court's consideration.

Respectfully submitted,

GEOFFREY S. BERMAN United States Attorney

By: /s/

Emil J. Bove III Matthew J. Laroche Assistant United States Attorneys (212) 637-2420

Enclosure

Cc: Defense Counsel

(Via ECF)

SOUTHERN DISTRICT OF NEW					
		· X			
UNITED STATES OF AMERICA	A	:	ORDER		
		:	S2 15 Cr.	370	(DKC)
- v		:	52 IJ CI.	319	(PRC)
JUAN ANTONIO HERNANDEZ A	ALVARADO,	:			
	- 6 1	:			
	Defendant.	:			
		·X			

Whereas the parties have requested an adjournment of the deadline for Rule 16 discovery until February 15, 2019, and a corresponding adjournment of the February 21, 2019 status conference,

IT IS HEREBY ORDERED that the parties' requests are granted and the February 21, 2019 conference is adjourned until_____; and

outweigh the interests of the public and the defendant in a speedy trial.

Dated: New York, New York February ___, 2019

HONORABLE P. KEVIN CASTEL United States District Judge Southern District of New York